(2)

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR

Single Bench

M.A. NO. 1140 OF 2005

APPELLANT / CLAIMENT

Mithun Dhidhi,Aged about 16 yrs.
R/o –Tatiband Basti, P.S. –Amanaka
Raipur,Tahsil & District – Raipur (C.G.),
On behalf of the (appellant) minor child
Kalyan Dhidhi, aged about 33 yrs.
S/o – Bondar Dhidhi, R/o – Tatibandh Basl
P.S. – Amanaka, Distt.- Raipur (C.G.)

VERSUS

RESPONDENTS / NON-APPLICANT

1) Narayan Verma, aged about 55 Year
S/o. Shobhit Ram Verma, R/o
Village & Post : Mohra, P.S. Suhela
Tah. Baloda Bazar, Distt- Raipur (C.G.)

2) Gulab Ram Verma S/o. N.P. Verma
R/o Village & Post : Mohra, P.S. Suhela
Tah. Baloda Bazar, Distt- Raipur (C.G.)

3) The New India Insurance Company
Limiged, through Divisional Manager,
Divisional Office, Kachahri Chowk, Jail
Road Raipur (C.G.)

R.B. No. 3406/08 6C Vesany
Presented dated 12/9/08

Miscellaneous Appeal under/section 173 Motor Vehicle Act 1988

KLHC 22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

HIGH COURT OF CHHATTISGARH AT BILASPUR

M. A. NO.1140 of 2005

APPELLANT
Claimant

Mithun Dhidhi, aged about 16 yrs., R/o Tatiband Basti, P.S. Amanaka, Raipur, Tahsil & District Raipur (C.G.). On behalf of (appellant) minor child Kalyan Dhidhi, aged about 33 yrs., S/o Bondar Dhidhi, R/o Tatiband Basti, P.S. Amanaka, District Raipur (C.G.)

Vs

RESPONDENTS
Non-applicants

1. Narayan Verma, aged about 55 years, S/o Shobhit Ram Verma, R/o Village & Post: Mohra, P.S. Suhela, Tah. Baloda Bazar, Distt. Raipur (C.G.)
2. Gulab Ram Verma, S/o N.P. Verma, R/o Village & Post: Mohra, P.S. Suhela, Tah. Baloda Bazar, Distt. Raipur (C.G.)
3. The New India Insurance Company Limited, through Divisional Manager, Divisional Office, Kachahari Chowk, Jail Road, Raipur (C.G.)

Present:
Mr. S.C. Verma, Adv. for the appellant.

O R A L J U D G M E N T

(Passed on 23/04/2007)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	This is claimant's appeal for enhancement of compensation, as the claims tribunal has awarded a sum of Rs.1,000/- to the appellant towards the injuries sustained by him in a motor vehicle accident dated 16.3.2002. Learned counsel for the appellant submits that the claims tribunal has awarded a paltry sum of Rs.1,000/-, though the appellant has sustained grievous injuries in the said accident, as is evident from Ex.P-10 X-ray report that the appellant was admitted in the hospital for treatment, solely on the ground that no treatment papers or proof of admission of the appellant in the hospital has been given before the tribunal. Taking into consideration that reasons assigned by the tribunal that the appellant has failed to prove any grievous injury sustained by him in the said accident and regarding his admission for treatment in the hospital, as mentioned in Paragraph 14 of the award, no ground is available to the appellant to challenge the impugned award. Therefore, the appeal being devoid of any substance is liable to be dismissed and accordingly, it is hereby dismissed. Sd/- DHIRENDRA MISHRA Judge	

(पीछे देखिये)